


<b>AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT</b>		1. CONTRACT ID CODE		PAGE OF PAGES 1 9	
2. AMENDMENT/MODIFICATION NO. 000001		3. EFFECTIVE DATE 01/20/2011		4. REQUISITION/PURCHASE REQ. NO.	
5. PROJECT NO. (If applicable)		6. ISSUED BY NASA/Johnson Space Center Attn: Alan C. Jackson/BH2 2101 NASA Parkway Houston TX 77058-3696		7. ADMINISTERED BY (If other than Item 6) NASA/Johnson Space Center Attn: Alan C. Jackson/BH2 2101 NASA Parkway Houston TX 77058-3696	
CODE		JSC		CODE JSC	
8. NAME AND ADDRESS OF CONTRACTOR (No., street, county, State and ZIP Code)		(x) 9A. AMENDMENT OF SOLICITATION NO. NNJ11358272E		9B. DATED (SEE ITEM 11) 12/03/2010	
CODE		FACILITY CODE		10A. MODIFICATION OF CONTRACT/ORDER NO.	
				10B. DATED (SEE ITEM 13)	
<b>11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS</b>					
<input checked="" type="checkbox"/> The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offers <input checked="" type="checkbox"/> is extended. <input type="checkbox"/> is not extended. Offers must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended, by one of the following methods: (a) By completing Items 8 and 15, and returning <u>1</u> copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGEMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.					
12. ACCOUNTING AND APPROPRIATION DATA (If required)					
<b>13. THIS ITEM ONLY APPLIES TO MODIFICATION OF CONTRACTS/ORDERS. IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.</b>					
CHECK ONE	A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A. B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(b). C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF: D. OTHER (Specify type of modification and authority)				
<b>E. IMPORTANT:</b> Contractor <input type="checkbox"/> is not. <input type="checkbox"/> is required to sign this document and return _____ copies to the issuing office.					
14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.) See Page 2.					

Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.

15A. NAME AND TITLE OF SIGNER (Type or print)		16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print) LaToy J. Jones	
15B. CONTRACTOR/OFFEROR	15C. DATE SIGNED	16B. UNITED STATES OF AMERICA 	16C. DATE SIGNED 1-19-11
(Signature of person authorized to sign)		(Signature of Contracting Officer)	

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Previous edition unusable

STANDARD FORM 30 (REV. 10-83)  
Prescribed by GSA  
FAR (48 CFR) 53.243

A. The purposes of Amendment 1 is to :

1. Change the Bid Opening date from January 25, 2011 to February 8, 2011. Blocks 10 and 13 of the SF 1442 are updated as follows:

Block 10:

**BID OPENING WILL BE HELD AT NASA JSC-WHITE SANDS TEST FACILITY, BUILDING 110 ROTUNDA, 12600 NASA ROAD, LAS CRUCES, NEW MEXICO 88012 ON FEBRUARY 8, 2011, 2:00 p.m. LOCAL TIME.**

Block 13:

- A. Sealed offers in original and one copy to perform the work required are due at the place specified in Item 10 by February 8, 2011, 2:00 p.m. local time. If this is a sealed bid solicitation, offers will be publicly opened at that time. Sealed envelopes containing offers shall be marked to show the offeror's name and address, the solicitation number, and the date and time offers are due.
2. Delete the reference to Technical Specification 01 22 00.00.10 MEASUREMENT AND PAYMENT from Section C.2 Technical Specifications Table of Contents for the Upgrade of the Sanitary Sewer System at WSTF – Division 01 – General Requirements.
3. Delete Section H.5 REPRESENTATIONS, CERTIFICATIONS AND OTHER STATEMENTS OF OFFEROR in its entirety and replace with the following:

**H.5 REPRESENTATIONS, CERTIFICATIONS AND OTHER STATEMENTS OF OFFEROR**

The completed provision 52.204-8, Annual Representations and Certifications, including any amended representation(s) made at paragraph (c) of the provision; and other representations, certifications and other statements contained in Section K completed and submitted as part of the offer dated **February 8, 2011**, are hereby incorporated by reference in this resulting contract.

(End of clause)

4. Delete Section I.1, HAZARDOUS MATERIAL IDENTIFICATION AND MATERIAL SAFETY DATA (ALTERNATE I) (FAR 52.223-3)(JUL 1995) in its entirety and replace with the following:  
  
52.223-3                      HAZARDOUS MATERIAL IDENTIFICATION AND                      (JAN 1997)  
   MATERIAL SAFETY DATA (ALTERNATE I)
5. Delete Section I.1, STATE OF NEW MEXICO GROSS RECEIPTS AND COMPENSATING TAX (FAR 52.229-10) (Apr 2003) in its entirety.
6. Delete Section I.6, NOTIFICATION OF COMPETITION LIMITED TO ELIGIBLE 8(A) CONCERNS (FAR 52.219-18) (JUN 2003) (ALTERNATE I) (DEVIATION) in its entirety and replace with the following:  
  
**I.6                      NOTIFICATION OF COMPETITION LIMITED TO ELIGIBLE 8(A) CONCERNS (FAR 52.219-18) (JUN 2003) (ALTERNATE I) (DEVIATION)**

(a) Offers are solicited only from small business concerns expressly certified by the Small Business Administration (SBA) for participation in the SBA's 8(a) Program and which meet the following criteria at the time of submission of offer—

(1) The Offeror is in conformance with the 8(a) support limitation set forth in its approved business plan; and

(2) The Offeror is in conformance with the Business Activity Targets set forth in its approved business plan or any remedial action directed by the SBA.

(b) By submission of its offer, the Offeror represents that it meets all of the criteria set forth in paragraph (a) of this clause.

(c) Any award resulting from this solicitation will be made directly by the Contracting Officer to the successful 8(a) offeror selected through the evaluation criteria set forth in this solicitation.

(d)(1) *Agreement.* A small business concern submitting an offer in its own name shall furnish, in performing the contract, only end items manufactured or produced by small business concerns in the United States or its outlying areas. If this procurement is processed under simplified acquisition procedures and the total amount of this contract does not exceed \$25,000, a small business concern may furnish the product of any domestic firm. This paragraph does not apply to construction or service contracts.

(2) The **Contractor identified in Block 14 of SF 1442** will notify the **NASA** Contracting Officer in writing immediately upon entering an agreement (either oral or written) to transfer all or part of its stock or other ownership interest to any other party.

(3) The offeror's approved business plan is on the file and serviced by the **SBA Region 6 Geographical Competitive Area**.

(End of clause)

7. Delete Section L.23, COMMUNICATIONS REGARDING THIS SOLICITATION in its entirety and replace with the following:

**L.23     COMMUNICATIONS REGARDING THIS SOLICITATION**

Any communications in reference to this solicitation shall cite the solicitation number and be directed to the following Government representative:

Name:             Alan C. Jackson  
Phone:            281-792-7522 (collect calls not accepted)

Address:          NASA Johnson Space Center  
                      Attn: BH2/Alan Jackson  
                      2101 NASA Parkway  
                      Houston, TX 77058-3696

QUESTIONS REGARDING THIS SOLICITATION MUST BE PRESENTED IN WRITING and should be submitted to the above address in accordance with L.12, Site Visit, in order that answers may be obtained and disseminated in a timely manner, since it is not expected that the bid submission date

can be extended. Oral questions will not be answered due to the possibility of misunderstanding or misinterpretation. Questions shall not be directed to the technical activity personnel.

*Note: Any written communications should include the mail code on the envelope to expedite processing.*

(End of provision)

8. Delete Section J, Attachment 3 U.S. Department of Labor General Wage Determination issued Under the Davis-Bacon and Related Acts: General Wage Decision No. NM100001, Dated November 5, 2010, Building Construction, Bernalillo, Catron, Chaves, Cibola, Colfax, Curry, De Baca, Dona Ana, Grant, Guadalupe, Harding, Hidalgo, Lincoln, Los Alamos, Luna, McKinley, Mora, Otero, Quay, Rio Arriba, Roosevelt, San Juan, San Miguel, Sandoval, Santa Fe, Sierra, Socorro, Taos, Torrance, Union and Valencia Counties in New Mexico in its entirety and replace with the following:

U.S. Department of Labor General Wage Determination issued Under the Davis-Bacon and Related Acts: General Wage Decision No. NM100019, Dated December 24, 2010, Heavy Construction, Dona Ana County in New Mexico. (See Attachment 1)

- B. All other terms and conditions remain the same.

### Attachment J.3

U.S. Department of Labor General Wage Determination  
Issued Under the Davis-Bacon and Related Acts:

General Wage Decision No. NM100019  
Dated December 24, 2010

General Decision Number: NM100019 12/24/2010 NM19

State: New Mexico

Construction Type: Heavy

County: Dona Ana County in New Mexico.

# HEAVY CONSTRUCTION PROJECTS

Modification Number	Publication Date
0	10/15/2010
1	12/24/2010

CARP1245-001 04/01/2009

Rates	Fringes
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Carpenter		
Excluding Form Work.....	\$ 22.94	7.52

\* ELEC0583-007 12/01/2010

Rates	Fringes
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ELECTRICIAN.....	\$ 27.80	4.25%+6.53
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ENGI0953-005 04/01/2010

Rates	Fringes
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Power Equipment Operator		
(3) Forklift.....	\$ 18.86	5.43
(4) Bulldozer.....	\$ 19.07	5.43

SHAFT AND TUNNEL WORK - \$.15 per hour above regular rate.

HAZARDOUS PAY - The following pay shall be applicable for every hour an operating engineer is required by governmental regulations and does wear special equipment for hazardous work at the designated levels. This is applicable in all three zones

LEVEL C - 10% above regular hourly wage

LEVEL B - 10% above regular hourly wage

LEVEL A - 15% above regular hourly wage

ZONE PAY The reference point for determining zone pay shall be from the intersection of Interstate Highway 25 and I-40.

ZONE 1 - Albuquerque - 0 to 50 mile radius from I-40 shall be a Free Zone

- Farmington - 0 to 15 mile radius of Farmington City Hall shall be a Free Zone

Zone 2 - Shall be \$3.50 per hour above base pay. Will apply outside of above parameters up to 35 miles

Zone 3 - Shall be \$2.50 cents per hour above Zone 2 for a total of \$6.00 per hour and will apply after 35 miles of

## Zone one's parameters.

SUNM2009-008 09/14/2010

## Rates

## Fringes

CARPENTER (Form Work Only).....	\$ 12.23	0.44
CEMENT MASON/CONCRETE FINISHER...	\$ 13.73	0.00
IRONWORKER, REINFORCING.....	\$ 20.79	7.56
LABORER: Common or General.....	\$ 12.95	0.69
LABORER: Flagger.....	\$ 10.65	1.91
LABORER: Landscape.....	\$ 11.00	0.35
LABORER: Mason Tender - Cement/Concrete.....	\$ 12.46	0.00
LABORER: Pipelayer.....	\$ 13.60	0.00
OPERATOR: Backhoe.....	\$ 19.46	0.00
OPERATOR: Bobcat/Skid Loader....	\$ 13.77	0.00
OPERATOR: Grader/Blade.....	\$ 17.96	0.00
OPERATOR: Loader (Front End)....	\$ 15.79	1.81
OPERATOR: Tractor.....	\$ 14.74	0.26
PAINTER: Brush, Roller and Spray.....	\$ 19.78	3.78
TRUCK DRIVER: Dump Truck.....	\$ 12.45	0.26
TRUCK DRIVER: Pickup Truck.....	\$ 12.10	1.73
TRUCK DRIVER: Water Truck.....	\$ 13.91	0.00

WELDERS - Receive rate prescribed for craft performing operation to which welding is incidental.

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29 CFR 5.5(a)(1)(ii)).

In the listing above, the "SU" designation means that rates listed under the identifier do not reflect collectively bargained wage and fringe benefit rates. Other designations indicate unions whose rates have

been determined  
to be prevailing.

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WAGE DETERMINATION APPEALS PROCESS

1.) Has there been an initial decision in the matter? This can be:

- \* an existing published wage determination
- \* a survey underlying a wage determination
- \* a Wage and Hour Division letter setting forth a position on a wage determination matter
- \* a conformance (additional classification and rate) ruling

On survey related matters, initial contact, including requests for summaries of surveys, should be with the Wage and Hour Regional Office for the area in which the survey was conducted because those Regional Offices have responsibility for the Davis-Bacon survey program. If the response from this initial contact is not satisfactory, then the process described in 2.) and 3.) should be followed.

With regard to any other matter not yet ripe for the formal process described here, initial contact should be with the Branch of Construction Wage Determinations. Write to:

Branch of Construction Wage Determinations  
Wage and Hour Division  
U.S. Department of Labor  
200 Constitution Avenue, N.W.  
Washington, DC 20210

2.) If the answer to the question in 1.) is yes, then an interested party (those affected by the action) can request review and reconsideration from the Wage and Hour Administrator (See 29 CFR Part 1.8 and 29 CFR Part 7).  
Write to:

Wage and Hour Administrator  
U.S. Department of Labor  
200 Constitution Avenue, N.W.  
Washington, DC 20210

The request should be accompanied by a full statement of the interested party's position and by any information (wage payment data, project description, area practice material, etc.) that the requestor considers relevant to the issue.



3.) If the decision of the Administrator is not favorable, an interested party may appeal directly to the Administrative Review Board (formerly the Wage Appeals Board). Write to:

Administrative Review Board  
U.S. Department of Labor  
200 Constitution Avenue, N.W.  
Washington, DC 20210

4.) All decisions by the Administrative Review Board are final.

END OF GENERAL DECISION